

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
WESTERN DIVISION

Case No.

Plaintiff,

TRIAL ORDER

-vs-

JUDGE JACK ZOUHARY

Defendant.

This case is scheduled for jury trial on **Tuesday, _____, 2011 at 9:00 a.m.** in the courtroom of the Honorable Jack Zouhary, United States District Judge, located on the second floor, Courtroom 209, United States Courthouse, 1716 Spielbusch, Toledo, Ohio.

Failure of counsel to comply in good faith with the following procedures could result in the imposition of sanctions, including prohibiting the introduction of witnesses and exhibits at trial. Counsel may call Chambers (419-213-5675 or 419-213-5679) concerning trial protocol or procedures.

STIPULATION

1. Counsel shall consult with each other and submit a proposed Joint Statement of the Case (to be read to the jury at the beginning of the trial) which should include a brief statement of the facts, stipulations and contested issues. The Joint Statement may note any disagreements and offer alternate language as appropriate.

**MOTIONS IN LIMINE,
VOIR DIRE AND JURY INSTRUCTIONS**

2. Parties shall submit a list of proposed witnesses with brief summary of their testimony and a brief discussion of any evidentiary issues likely to arise at trial. If counsel intends to utilize video technology, such as a Power Point presentation, counsel shall provide the presentation in compact disk to both opposing counsel and the Court.

3. Motions in limine (ten-page limit) may also be filed; opposition due one week later; no replies. Motions will be ruled on in advance of trial.

4. In a jury case, counsel may also file proposed voir dire questions. This Court will conduct the initial voir dire examination, and will also allow brief examination by trial counsel.

5. Counsel should consult with each other and file joint proposed jury instructions, noting those areas where the parties disagree and offering alternate language as appropriate. Counsel should review the District Court website -- <http://www.ohnd.uscourts.gov/Judges/index.html> -- for standard voir dire questions and boilerplate jury charge.

6. Counsel shall provide Chambers with a courtesy hard copy of all the above pretrial filings (Paragraphs 1-5) which should be filed at least **three weeks before trial**.

DEPOSITIONS

7. Parties are specifically directed to comply with the provisions of Local Rule 32.1. In addition, when videotape depositions will be presented in lieu of live trial testimony, counsel shall file a complete written transcript of the videotape deposition, with objections noted, no later than **two weeks before trial**. Objections will be ruled on in advance of trial. A hard copy of deposition transcripts to be used at trial, for any purpose, shall be provided to Chambers as well.

EXHIBITS

8. Counsel shall exchange, and provide the Court Reporter with, a copy of all exhibits no later than **one week before trial**. Do not file exhibits with the Clerk of Courts. Chambers does not need a copy of all exhibits but instead should be provided with a copy of any exhibit to be discussed by a trial witness. Exhibits should be retained by counsel to be introduced at trial.

9. Exhibits must be marked before trial with numbers, irrespective of which party is producing the exhibit. No duplicates are allowed. Sequence of numbers is not important.

COURTROOM ELECTRONICS

10. Counsel shall notify Chambers no later than **one week before trial** if counsel intend to utilize electronic presentation of evidence, have special needs for courtroom equipment or desire realtime. Counsel should be trained and familiar with use of courtroom equipment in advance of trial -- training during trial is not permitted.

IT IS SO ORDERED.

s/ Jack Zouhary
JACK ZOUHARY
U. S. DISTRICT JUDGE